IN THE

Supreme Court of the United States

THOMAS BULLITT DIXON,
Petitioner, Pro Se,

vs.

AMERICAN TELEPHONE AND TELEGRAPH COMPANY; WESTERN ELECTRIC COMPANY, INCORPORATED; PHILIPP, SAWYER, RICE & KENNEDY; JAMES J. KENNEDY, JR.; FISH, RICHARDSON & NEAVE; HENRY R. ASHTON; JOHN MCGLONE,
Respondents.

PETITION FOR REHEARING AND FOR ENLARGEMENT OF TIME WITHIN WHICH TO MAKE APPLICATION FOR REHEARING.

To the Honorable the Chief Justice and Associate Justices of the Supreme Court of the United States:

Your Petitioner, Thomas Bullitt Dixon, who is not a lawyer, is the Petitioner, *pro se,* herein, for the granting by this Court of a Writ of Certiorari to the Circuit Court of Appeals for the Second Circuit in the case of *Thomas Bullitt Dixon, Petitioner, pro se* v. *American Telephone and Telegraph Company, et al.,* October Term, 1947, No. 170, his Petition therein having been denied by this Court on the thirteenth day of October, 1947; wherefore, your Petitioner respectfully prays for the granting by this Court of a Rehearing and Enlargement of Time within which to make

application for such Rehearing to and including the fifth day of December, 1947, and for the following reasons:

1. At the time of denial by this Court of Petitioner's said Application for a Writ of Certiorari to the Circuit Court of Appeals for the Second Circuit Petitioner was ill—on the one hand, too ill to do such work with any feeling of reasonable assurance that he might be doing it properly and, on the other, that the aid, under the circumstances, of a competent and suitable Attorney, would be highly desirable, and he accordingly promptly communicated by letter dated October 15, 1947, with an Attorney in Washington believed to be a suitable Attorney for such a case, forwarding at time of writing for this Attorney's consideration, copies of Petitioner's Petition for Writ of Certiorari and Supporting Brief, and since that time copies of Transcript of Record in instant suit and of that in prior suit referred to therein and Brief and Memorandum for Respondents but having not been able to receive any satisfactory information or to effect any working arrangement with this Attorney, who, Petitioner was advised was absent from Washington at time of Petitioner's writing on October 15, 1947, but would communicate with Petitioner after his return; wherefore, Petitioner is now filing the present Petition to the end of taking every proper and reasonable step in his power toward attaining the review by this Court of the facts and law, according to his understanding, appertaining thereto in the instant case.

2. Petitioner respectfully represents that he verily believes that a Review by this Court of the facts and law appertaining thereto of this case is of great importance to the people of the United States, if they are really to have and

to depend upon a system of legal procedure based on justice and not—in certain cases at least—on a system based upon misrepresentation, falsehood, conspiracy and the other elements comprised in the classical definitions of FRAUD.

3. Without attempting in this Petition to go at any length or in detail into the merits of this case, Petitioner nevertheless feels it incumbent upon him to particularly call the Court's attention to what he believes to be a gross error on the part of the Circuit Court of Appeals. The decision of that Court against the Plaintiff-Appellant therein was, as your Petitioner understands, based on the ground that Plaintiff-Appellant had been guilty of Laches during the period 1937 to 1940, notwithstanding Plaintiff-Appellant's showing that during that period, as well as at all times otherwise, he had made every effort in his power to get his suit started and that the only party that could have been injured in any way by the delay was the Plaintiff-Appellant himself (R. 132-133, fols. 395, 396); and it appears that the Court completely failed to give consideration, or at least any adequate consideration, to the facts respecting the period, 1937 to 1940, set forth in Petitioner's Petition for Rehearing before the Circuit Court of Appeals (R. 308-309), wherein the facts respecting a serious accident to Plaintiff-Appellant and its after effects are briefly stated.

Accordingly, the granting of the Order herein prayed for is respectfully requested.

THOMAS BULLITT DIXON,
Thomas Bullit Dixon,
Petitioner, Pro Se.

New York, N. Y., November 26, 1947.

Certificate by Thomas Bullitt Dixon, Petitioner, *Pro Se.*

I hereby certify that the Petition for Rehearing and Enlargement of Time annexed hereto, is presented in good faith and not for delay.

THOMAS BULLITT DIXON,
Petitioner, Pro Se.